



Rep. Kevin Joyce

**Filed: 3/10/2005**

09400HB0452ham001

LRB094 06048 DRJ 43035 a

1 AMENDMENT TO HOUSE BILL 452

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 452 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Tanning Facility Permit Act is amended by  
5 changing Section 25 as follows:

6 (210 ILCS 145/25) (from Ch. 111 1/2, par. 8351-25)

7 Sec. 25. Operating requirements.

8 (1) Each tanning facility shall have on hand at all times  
9 an operator adequately trained in the correct operation of the  
10 facility so as to be able to inform and assist the public in  
11 its proper use. Each operator shall perform the following  
12 functions as a precondition to the public having access to the  
13 tanning facility being made to the public:

14 (a) The operator shall require each person desiring to use  
15 the facility to fill out a form specifying any and all  
16 prescription medicines and over-the-counter medications they  
17 are presently taking. The form shall be kept as a permanent  
18 record of the individual's attendance and progress.

19 (b) The operator shall require each person desiring to use  
20 a tanning facility to use protective eyewear.

21 (c) The operator shall instruct the user in the proper  
22 position to maintain in relation to the tanning lamps within  
23 the facility; the position of the safety railing, if  
24 applicable; the manual switching device to terminate the

1 radiation in case of emergency; and a recommended time of  
2 exposure.

3 (d) The operator shall monitor the use of the facility to  
4 ensure that the interior temperature does not exceed 100  
5 degrees fahrenheit or 34 degrees centigrade.

6 (e) The operator shall inspect the facility to ensure that  
7 the floors are dry. The floors are to be made dry prior to each  
8 individual's use.

9 (f) The operator shall give each person using the facility  
10 a written copy of the warning required under subsection (h) of  
11 Section 20 of this Act prior to each person's use of the  
12 facility. The operator shall post signs warning consumers of  
13 the potential effects of radiation on persons taking medication  
14 and the relationship of radiation to skin cancer.

15 (g) The operator shall be responsible for proper sanitizing  
16 procedures for all sunlamp equipment and protective eyewear  
17 between every user.

18 (2) A tanning facility may not allow any minor under 14  
19 years of age to use a tanning device, either alone or in the  
20 presence of another individual. Before allowing a minor who is  
21 at least 14 years of age but less than 18 years of age to have  
22 access to a tanning device, a tanning facility must obtain the  
23 written consent of a parent or legal guardian of the minor  
24 consenting to the minor's use of the tanning device. The parent  
25 or legal guardian must sign the consent form in the presence of  
26 a tanning facility operator who is not a minor, indicating that  
27 the parent or guardian has read and understood the warnings  
28 required under subsection (h) of Section 20 or in rules adopted  
29 by the Department. The parent or guardian shall not be required  
30 to be in the tanning room or booth with the minor.

31 (Source: P.A. 87-636.)".